

Meeting of the  
IDAHO BOARD OF NURSING  
Red Lion ParkCenter Suites – 424 E Park Center Boulevard  
Boise, Idaho

July 29-30, 2004

**MINUTES**

<u>Time and Place</u>	A regular meeting of the Idaho Board of Nursing was held on July 29-30, 2004, in Boise, Idaho.
<u>Presiding</u>	Dan Bauer, RN, Chairman
<u>Call to Order</u>	The meeting was called to order at 1:00 PM, Thursday, July 29, 2004, by Dan Bauer, Chairman.
<u>Those Present</u> <u>Board</u>	Dan Bauer, RN, Boise, Chairman Ridon Clemm, LPN, Idaho Falls Karen Ellis, RN, Pocatello Sheri Florence, Consumer, Boise Analyn Frasure, LPN, Pocatello, Vice-Chairman Jill Howell, RN, Jerome Randy Hudspeth, RN, NP, Boise Shirley Meyer, RN, Meridian
<u>Staff</u>	Sandra Evans, MAEd, RN, Executive Director Vicky Goettsche, MBA, RN, Associate Director Linda Coley, Management Assistant Julie Weaver, Deputy Attorney General
<u>Those Absent</u>	Susan Odom, RN, Moscow
<u>Consent Agenda</u> <u>Motion</u>	The Consent Agenda was adopted with the exception of the NCSBN Research Project that was moved to Administration for further discussion. The Consent Agenda included information regarding the following items: A. Approval of Minutes of the April 29-30, 2004 meeting as printed. B. 2005 Strategic Plan C. <u>Informational Items:</u> 1. Report of Staff Activities for the period April 6, 2004 through July 9, 2004, including progress towards accomplishment of strategic goals.

2. Financial Report for the Fourth Quarter – FY 2004
  3. Strategic Plan update for the period ending June 2004
  4. Special Projects update for the period ending June 2004
  5. NCSBN Update - update on activities - June 2004
- D. Accepted reports of the following meetings:
1. Report by Cheri Bush, Deputy Attorney General and Vicky Goettsche, Associate Director on the Board Investigator and Attorney Workshop sponsored by the NCSBN held June 13-17, 2004, in Philadelphia, PA.
  2. Report by Sandy Evans on the Bioterrorism Advisory Committee meeting held May 18, 2004, in Boise.
  3. Report by Sandy Evans on the Idaho Alliance of Leaders in Nursing meeting held May 17, 2004, in Boise.
- E. Governance Committee Report/Decision
1. Affirmed the decision of the Governance Committee related to Executive Compensation for FY 2005 to grant a 4% meritorious increase and a \$1000 bonus to Sandra Evans, Executive Director based on new information received from the Division of Financial Management.
- F. HB 815 Implementation
1. Report by Sandy Evans on the meeting regarding implementation of HB 815, requiring reporting and disclosure of termination from employment for certain health care providers who are found to have adulterated or misappropriated controlled substances.

Nurse Aide  
Training Program  
Approvals  
Motion

Granted continuing approval for the period ending September 1, 2005, of nursing assistant programs administered by:

Boise State University, Boise  
 College of Southern Idaho, Twin Falls  
 Eastern Idaho Technical College, Idaho Falls  
 Idaho State University, Pocatello  
 Lewis-Clark State College, Lewiston  
 North Idaho College, Coeur d'Alene  
 Secondary programs administered under the authority of the  
 Idaho Division of Professional-Technical Education

Presumptive  
Approvals  
Motion

The Board members reviewed the request from Indiana State University, Terre Haute, Indiana for approval by presumption of their LPN to BSN nursing program to allow currently enrolled students to complete portions of clinical coursework at facilities in Idaho. Following discussion, a motion was made and carried to grant Indiana State University, Terre Haute, Indiana presumptive approval.

Motion

Professional staff was directed to approve or deny future requests for presumptive approval based on established criteria and to report to the Board as part of the Consent Agenda.

Eastern Idaho  
Technical College  
Approval of  
Program  
Motion

Sandra Evans, Executive Director, presented the report of her survey visit to the practical nursing program at Eastern Idaho Technical College, Idaho Falls. Following her report, a motion was made and carried, to accept the report and to grant continuing full approval to the practical nursing program, to expire June 30, 2012.

Idaho State  
University - ADN  
Program Survey  
Visit  
Motion

Sandra Evans, Executive Director, presented the report of her initial survey visit to the associate degree professional nursing program at Idaho State University, Pocatello. Carlo Dando, Chair and Alan Egger, Vice-President, Academic Affairs were present to respond to questions. Following presentation of the report, a motion was made and carried, to accept the report and recommendations and to grant approval to Idaho State University to proceed with planning for implementation of the program. Once all criteria have been met, the Board will consider Idaho State University's application for provisional program approval.

Executive Session  
Motion

In accordance with Idaho Code 67-2345 (d), a motion was made and unanimously carried to adjourn the open meeting and hold an executive session at 3:30 pm on July 29, 2004, to consider records exempt from disclosure. The Board members returned to open session at 4:05 pm.

Recommendations  
for Issuance of  
Licensure - Motion

Following their review of requests for issuance of licensure by examination, a motion was made and carried to adopt recommended actions on these case files. See pages 3247-3251.

Rule Interpretation

Sandra Evans presented information on a draft interpretative statement regarding Board rule 23.01.01.240.04. Following their review, the Board members adopted the interpretative statement

with a recommended correction. A copy of the statement is attached to these minutes.

Position Statement  
Criminal  
Convictions  
Motion

Board members reviewed the Interim Protocol on Criminal Convictions and took action to appoint a task force to address the issue of licensure in cases of criminal background, and to develop a position statement for consideration by the Board. Members of the Task Force are: Shirlie Meyer, Chair, Sheri Florence, Susan Odom, Cheri Bush and Kay Manweiler, Board Attorneys and professional staff. The Task Force will report to the Board at the next meeting.

Open Forum

Time for an open forum was provided between 9:15 am and 10:00 am on Friday, July 30, 2004. There being no presentations, the meeting continued as scheduled.

Report of PRN  
Meeting  
Motion

Karen Ellis, RN, Chairperson, presented a report of the meeting of the Advisory Committee of the Program for Recovering Nurses held on July 23, 2004. The Board members reviewed the significant activities of the Committee including their recommendation for adoption of the "Standards for Professional Support Groups", referral of one RN to the Board for non-compliance; and continuance of the Contract with Southworth Associates for an additional year.

Following her report, the Board took the following action, based on Committee recommendations:

Tana Nugent, N-27418 - Case 02-014 - adopted Findings of Fact, Conclusions of Law and issued an Order of Revocation based on Voluntary Surrender

Adopted the "Standards for Professional Support Groups".

Approved continuance of the Contract with Southworth Associates to provide monitoring for 2004-2005.

Review of  
Disciplinary Cases  
Motion

Background information was presented on the following cases:

Cheryl Fife - N-29251 - Case 02-019 - Adopted Findings of Fact, Conclusions of Law and issued an Order of Revocation based on voluntary surrender.

Motion

Lisa Renick - N-16905 - Case 01-008 - Adopted Findings of Fact, Conclusions of Law and issued an Order of Revocation based on voluntary surrender.

Motion

Michael Mathes - PN-11185 - Case 98-079 - The applicant met with Board members to request reinstatement of licensure. Following their meeting with the applicant and a review of supporting documents, a motion was made and carried, to issue a limited license for two (2) years with conditions for monitoring. Sheri Florence recused herself from the proceedings.

Motion

Christine Robertson - PN-9891 - Case 03-003 - The applicant met with Board members to request reinstatement of licensure. Following their meeting with the applicant and a review of supporting documents, a motion was made and carried, to deny the request for reinstatement.

Motion

Robin Fox - NP-189A - Case 04-026 - Board members reviewed the proposed Stipulated Agreement that requires that ten (10) hours of pharmacology education will be completed within ninety (90) days. The Board accepted the amended agreement to clarify that the continuing education credits may not be applied toward the 2003-2005 renewal requirements. Jill Howell opposed the motion.

Appointment to  
APPN Advisory  
Committee  
Motion

Board members reviewed the re-nomination of Keith Davis, MD recommended by the Board of Medicine and approved his appointment as a continuing member of the APPNAC to a term ending June 30, 2006.

Approval of Travel  
Motion

Citizen Advocacy Center 2004 Annual Meeting

A motion was made and carried, to approve the attendance of Sheri Florence, Ridon Clemm and Vicky Goettsche at the CAC Annual meeting on October 28-30, 2004, in Orlando, Florida, to include travel and related expenses.

Motion

NCLEX Invitational

A motion was made and carried, to approve the attendance of the Karen Ellis at the NCLEX Invitational on September 13, 2004, in San Francisco, California, to include travel and related expenses.

End of Year Report  
State of the Board  
Report

Sandra Evans, Executive Director, presented a review of accomplishments in FY 2004, and an overview of priority strategic objectives, anticipated legislative activity and thoughts about fiscal year 2005.

Proposed Rule  
Changes - Motion

Sandra Evans presented temporary and proposed rules for Board review. Following their review, a motion was made and carried, to adopt the rules with recommended changes and set for Rule-Making.

Appointment to  
EMS Committee  
Motion

The Emergency Medical Services Bureau has requested the nomination of a Board member to serve as a participant on the Air Medical Utilization Task Force.

The Board nominated Dan Bauer to serve as a member of the Task Force with Randy Hudspeth to be nominated as the Board's back-up choice.

Request for  
Reconsideration  
Motion

Carolyn Carpenter - N-16910 - Case 01-007 - Since the licensee was not available to attend the scheduled hearing, a motion was made and carried to set the hearing over to the next meeting.

Election of Officers  
Motion

The following members were elected by ballot as officers of the Board for FY 2005:

Randy Hudspeth, RN, Chair

Jill Howell, RN Vice-Chair

Appointment of  
PRN Chair  
Motion

A motion was made and carried, to appoint Karen Ellis, RN as the continuing chair of the Program for Recovering Nurses Advisory Committee for the period ending May 2005.

Appointment of  
Member at Large  
Governance  
Committee  
Motion

Action was taken to re-appoint Shirly Meyer, RN, as the Board member representative to the Board's Governance Subcommittee for the period ending May 2005.

Setting of Meeting  
Dates

Dates for meeting of the Board were scheduled as follows:

January 27-28, 2005

April 28-29, 2005

July 28-29, 2005

November 10-11, 2005

Additionally, the October 28-29, 2004 meeting was rescheduled to November 11-12, 2004.

Board Newsletter

Information was presented to the Board members regarding the publishing of the Board's Newsletter by an outside national publications firm. Board members requested additional information to be presented at their next meeting prior to any final decision.

Delegate Assembly  
Proposed  
Resolutions

The Board members reviewed the proposed resolutions that will be voted on by delegates, Randy Hudspeth and Jill Howell, at the NCSBN Delegate Assembly on August 2-6, 2004 in Kansas City, Missouri. Following discussion, the delegates were directed to vote their conscious taking into consideration the Board's Mission, Vision and Strategic Goals.

NCSBN Research  
Project - Motion

The Board has been selected to participate in a study being conducted by the National Council of State Boards of Nursing to investigate the elements of traditional disciplinary action and alternative to discipline programs. This will be a two-year case study research project that will identify the elements that are most effective in protecting the public and in returning rehabilitated nurses to safe practice. Following their review of the information presented, action was taken to approve the Board's participation in the research study.

Nurse Shortage

Randy Hudspeth, Board Member, presented information on the impact of the nursing shortage.

APPN Meeting

Vicky Goettsche, Associate Director, reported that the meeting scheduled for July 16<sup>th</sup>, had been cancelled due to scheduling conflicts. Board members briefly reviewed the Peer Review process with suggestions back to the Committee members.

Licenses  
Issued

Under the responsibilities delegated to the Executive Director, professional and practical nurse licenses were issued by interstate endorsement, examination, reinstatement and emeritus to the following persons since the April 29-30, 2004 meeting of the Board. See pages: 3256-3263.

Under the responsibilities delegated to the Executive Director, advanced practice professional nurse licenses were issued to the following persons since the April 29-30, 2004, meeting of the Board. See page: 3264.

Adjournment

Appreciation was extended to Dan Bauer for his efforts as Board Chair over the past year.

Motion

A motion was made and carried that the meeting be adjourned.  
Meeting adjourned at 3:36 PM, Friday, July 30, 2004.

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Chairman

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Vice-Chairman